

July 23, 2025

**VIA ECF**

The Honorable Jennifer L. Rochon  
United States District Court for the Southern District of New York  
500 Pearl Street, Room 1920  
New York, NY 10007

Re: *Cengage Learning, Inc. et al. v. Google LLC*, No. 24:cv-04274-JLR-BCM  
Plaintiffs' Request to File a Sur-Reply

Dear Judge Rochon,

Plaintiffs respectfully request permission to file a sur-reply of not more than 3 pages. Google's reply went beyond the two "factual issues" that Google indicated necessitated it. Compare Dkt. 125 with Dkt. 129. Google made arguments that it could have included in its original motion but did not. Google also confused the record. This prejudices Plaintiffs, as well as complicates the Court's review. A short sur-reply will distill the issues for the Court, without raising new ones.

Respectfully submitted,

/s/ Matthew J. Oppenheim  
Matthew J. Oppenheim